



U.S. Department of Justice

*United States Attorney
Southern District of New York*

*The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007*

June 9, 2018

BY ECF

The Honorable Valerie E. Caproni
United States District Judge
Southern District of New York
40 Foley Square
New York, New York 10007

Re: *United States v. Kaloyeros, et al.*, S2 16 Cr. 776 (VEC)

Dear Judge Caproni:

The Government writes to respectfully inform the Court and defense counsel that, at trial, the Government will not be proceeding on Count Fifteen of the S2 Indictment, which charges Steven Aiello with making false statements to federal officers in violation of Title 18, United States Code, Section 1001(a)(2).

The Government intends to proceed at trial against the defendants on the remaining counts, specifically, Counts One, Two, Four, and Sixteen of the S2 Indictment.

In view of the above, the Government is enclosing an updated trial Indictment that reflects the counts that the Government will proceed on at trial and also removes Michael Laipple from the Indictment.

Respectfully submitted,

GEOFFREY S. BERMAN
United States Attorney

by: /s/
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Enclosure

cc: Counsel for all defendants (via ECF)